

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

Judge Anthony J. Scirica  
United States Court of Appeals  
Third Circuit

**DIRECT REPLY TO:**

Jeffery N. Lüthi  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

December 11, 2006

Honorable James T. Giles  
U.S. District Judge  
17614 James A. Byrne U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1797

Re: MDL-875 -- In re Asbestos Products Liability Litigation (No. VI)


(See Attached CTO-271)

Dear Judge Giles:

For your information, I am enclosing a copy of a conditional transfer order filed today by the Panel in this matter.

Very truly,

Jeffery N. Lüthi  
Clerk of the Panel

By   
Deputy Clerk

cc: (See Attached List of Judges)



DEC 11 2006

**DOCKET NO. 875**

FILED  
CLERK'S OFFICE

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION***

***IN RE ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)***

***(SEE ATTACHED SCHEDULE)***

***CONDITIONAL TRANSFER ORDER (CTO-271)***

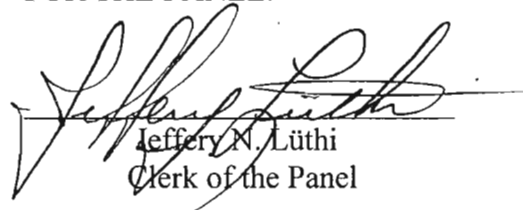
On July 29, 1991, the Panel transferred 21,937 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 771 F.Supp. 415 (J.P.M.L. 1991). Since that time, 81,567 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable James T. Giles.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Giles.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of July 29, 1991, and, with the consent of that court, assigned to the Honorable James T. Giles.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

  
Jeffery N. Lüthi  
Clerk of the Panel

**SCHEDULE CTO-271 - TAG-ALONG ACTIONS**  
**DOCKET NO. 875**  
**IN RE ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALABAMA NORTHERN ALN 2 06-1855	Melba Brooks v. A.W. Chesterton Co., et al.
CALIFORNIA NORTHERN CAN 3 06-5381	Matt Hussey, et al. v. General Electric Co., et al.
DELAWARE DE 1 06-668 DE 1 06-673	Betty Agee, et al. v. A.W. Chesterton, Inc., et al. Lillian Harwood, et al. v. Bondex International Inc., et al.
INDIANA NORTHERN INN 2 06-307	John Cunningham v. General Electric Co., et al.
LOUISIANA EASTERN LAE 2 06-9439	Peggy P. Griffin v. Northrop Grumman Industries, et al.
LOUISIANA MIDDLE LAM 3 06-458	Cletus Brewer v. Noble Drilling Corp., et al.
MARYLAND MD 1 06-2667	William Miles v. Owens-Illinois Glass Co., et al.
MISSISSIPPI NORTHERN MSN 3 06-134	Patricia Wright, etc. v. Budd Co., et al.
MISSISSIPPI SOUTHERN MSS 1 06-1064 MSS 1 06-1065 MSS 1 06-1066 MSS 1 06-1067 MSS 1 06-1068 MSS 1 06-1070 MSS 1 06-1071 MSS 1 06-1074 MSS 1 06-1075 MSS 1 06-1076 MSS 1 06-1089 MSS 1 06-1096 MSS 1 06-1147	Robert Breazeale v. Allied Signal, Inc., et al. Ray Lee Regan v. Allied Signal, Inc., et al. James W. Nations v. Allied Signal, Inc., et al. Ronald E. Nations v. Allied Signal, Inc., et al. Malcolm Montgomery v. Allied Signal, Inc., et al. Harry Lambert v. Emerson Electric Co., et al. Lionel Anderson v. William Powell International Sales Corp., et al. Tina Fitzgerald, etc. v. American Standard, Inc., et al. Curtis Lee Jones v. Allied Signal, Inc., et al. O'Neal Chambers, Jr., etc. v. American Standard, Inc., et al. Robert Copeland v. General Electric Co., et al. Charles R. Rester v. Metropolitan Life Insurance Co., et al. George Moore v. Ingersoll-Rand Co., et al.
NORTH CAROLINA EASTERN NCE 4 06-189 NCE 4 06-202 NCE 4 06-207 NCE 4 06-208 NCE 4 06-215 NCE 4 06-216	Van Crawford, et al. v. AMCA/KOEHRING Co., et al. Johnnie P. Lee, et al. v. 3M Co., et al. Angela Michelle Covington, etc. v. Anchor Packing Co., et al. Freda C. Wells, etc. v. A.W. Chesterton, Inc., et al. Roland Delos Cady, et al. v. Albany International Corp., et al. Archie Clarence Forrester, et al. v. Albany International Corp., et al.

## SCHEDULE- CTO-271 - TAG-ALONG ACTIONS - MDL-875

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
NCE 4 06-217	Elizabeth A. Phelps, etc. v. Albany International Corp., et al.
NCE 5 06-342	Walker H. Lee v. 3M Co., et al.
NCE 5 06-391	Catherine Ruth Gailloux, etc. v. Anchor Packing Co., et al.
NCE 5 06-407	Louise Julyan Stanyer, etc. v. Anchor Packing Co., et al.
NCE 5 06-420	Abel Laberge, et al. v. Anchor Packing Co., et al.
NCE 5 06-431	Bryan Edward Zapf, et al. v. Anchor Packing Co., et al.
NCE 5 06-432	Harold John Hildebrandt v. Anchor Packing Co., et al.
NCE 5 06-435	Josie Bergeron, etc. v. Anchor Packing Co., et al.
NORTH CAROLINA MIDDLE	
NCM 1 06-924	Patrick H. O'Connor, etc. v. DaimlerChrysler Corp., et al.
NCM 1 06-935	Allen W. Craver, et al. v. 3M Co., et al.
NCM 1 06-958	Gerald W. Sheets v. 3M Co., et al.
NORTH CAROLINA WESTERN	
NCW 1 06-327	Charles Anthony Bynum, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-328	Albert Eugene Dellinger, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-330	Ernest James Cornelius, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-331	Ronald David Hamilton, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-332	Douglas Eugene Funderburk, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-334	James P. Butts, et al. v. 3M Co., et al.
NCW 1 06-337	Hal Terry Byers v. Aqua-Chem, Inc., et al.
NCW 1 06-338	Billy Grissett v. Aqua-Chem, Inc., et al.
NCW 1 06-339	William Jerry Hamby v. Aqua-Chem, Inc., et al.
NCW 1 06-340	Clarence Douglas Hunt, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-342	J.C. Beaver, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-343	Jerry Lee Hand, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-344	Jerry Thomas Miller, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-345	William David Hux, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-346	Thomas H. Smart v. 3M Co., et al.
NCW 1 06-348	Jerry Odell Wilson, Jr. v. Aqua-Chem, Inc., et al.
NCW 1 06-349	Judy Irene Boggs-Greer v. Aqua-Chem, Inc., et al.
NCW 1 06-351	John Ashley Wright, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-352	Roger Lee Perryman, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-353	Owen Edward Johnson v. Aqua-Chem, Inc., et al.
NCW 1 06-354	Ronald Edward Bland, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-356	Rickey Lynn Nance, et al. v. Aqua-Chem, Inc., et al.
NCW 1 06-358	Charles E.A. Ballard v. Aqua-Chem, Inc., et al.
NCW 1 06-364	Raymond B. Simpson, et al. v. 3M Co., et al.
NCW 1 06-369	Steven R. Patterson, et al. v. 3M Co., et al.
NEBRASKA	
NE 8 06-639	Mervin Sipp v. BNSF Railway Co.
NE 8 06-640	Earl Motschenbacher v. BNSF Railway Co.
NE 8 06-641	Ivan Boettner v. BNSF Railway Co.
NE 8 06-642	James Anderson v. BNSF Railway Co.
NEW JERSEY	
NJ 2 06-4899	Malcolm Hagen, et al. v. Benjamin Foster Co., et al.
NEW MEXICO	
NM 1 05-416	Frank Torres v. Burlington Northern & Santa Fe Railway Co.
NM 1 06-915	Mauricio R. Gabaldon v. Burlington Northern & Santa Fe Railway Co.

## SCHEDULE- CTO-271 - TAG-ALONG ACTIONS - MDL-875

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
<b>NEW YORK EASTERN</b>	
NYE 1 06-5563	Paula I. Guillory v. A.W. Chesterton Co., et al.
<b>OHIO NORTHERN</b>	
OHN 1 06-10007	Harry E. Hawkins v. A-c Product Liability Trust, et al.
<b>PENNSYLVANIA WESTERN</b>	
PAW 2 06-1388	Frank J. Suloff v. Consolidated Rail Corp., et al.
<b>SOUTH CAROLINA</b>	
SC 8 06-2885	Donald Lee Brooks, et al. v. Aqua-Chem, Inc., et al.
SC 8 06-2896	Maurice Ira Phillips, et al. v. Aqua-Chem, Inc., et al.
<b>TEXAS WESTERN</b>	
TXW 6 06-299	Donna David, etc. v. Alcoa, Inc.
<b>VIRGINIA EASTERN</b>	
VAE 2 06-9060	Paul Allen v. American Standard, Inc., et al.
VAE 2 06-9061	Carlton M. Beckman v. American Standard, Inc., et al.
VAE 2 06-9062	Michael J. Bell v. American Standard, Inc., et al.
VAE 2 06-9063	Phillip Bodine v. American Standard, Inc., et al.
VAE 2 06-9064	Charles F. Brant v. American Standard, Inc., et al.
VAE 2 06-9065	William E. Busby v. American Standard, Inc., et al.
VAE 2 06-9066	Odell J. Malone v. American Standard, Inc., et al.
VAE 2 06-9067	Dionico Sais v. American Standard, Inc., et al.
VAE 2 06-9068	Samuel E. Crane v. American Standard, Inc., et al.
VAE 2 06-9069	Jon W. Foster v. American Standard, Inc., et al.
VAE 2 06-9070	Monroe v. American Standard, Inc., et al.
VAE 2 06-9071	Earl J. Murphy v. American Standard, Inc., et al.
VAE 2 06-9072	William H. Sheppard v. American Standard, Inc., et al.
VAE 2 06-9073	James W. Bell v. American Standard, Inc., et al.
VAE 2 06-9074	Stewart C. Brennan v. American Standard, Inc., et al.
VAE 2 06-9075	Larry G. Brown v. American Standard, Inc., et al.
VAE 2 06-9076	Frank L. Johnson v. American Standard, Inc., et al.
VAE 2 06-9077	Monroe v. American Standard, Inc., et al.
VAE 2 06-9078	Leonard S. Olson v. American Standard, Inc., et al.
<b>WASHINGTON WESTERN</b>	
WAW 2 05-1250	Steven D. McAboy, etc. v. Viad Corp.
WAW 2 06-369	Clint Johnson, etc. v. IMO Industries, Inc., et al.
<b>WISCONSIN EASTERN</b>	
WIE 2 06-397	Byron Bessers v. International Paper Co., et al.
WIE 2 06-1076	Janet Schueler, etc. v. American Optical Corp.



**INVOLVED JUDGES LIST (CTO-271)**  
**DOCKET NO. 875**  
**IN RE ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)**

Hon. William M. Acker, Jr.  
 Senior U.S. District Judge  
 481 Hugo L. Black U.S. Courthouse  
 1729 5th Avenue, North  
 Birmingham, AL 35203-0065

Hon. Louise Wood Flanagan  
 Chief Judge, U.S. District Court  
 U.S. District Court  
 413 Middle Street  
 New Bern, NC 28560

Hon. Robert S. Lasnik  
 Chief Judge, U.S. District Court  
 15128 U.S. Courthouse  
 700 Stewart Street  
 Seattle, WA 98101-1271

Hon. Joseph F. Anderson, Jr.  
 Chief Judge, U.S. District Court  
 Matthew J. Perry U.S. Courthouse  
 901 Richland Street, 3<sup>rd</sup> Floor  
 Columbia, SC 29201

Hon. James C. Fox  
 Senior U.S. District Judge  
 U.S. District Court  
 P.O. Box 2143  
 Wilmington, NC 28402

Hon. Ricardo S. Martinez  
 U.S. District Judge  
 13134 United States Courthouse  
 700 Stewart Street  
 Seattle, WA 98101-1271

Hon. Joseph F. Bataillon  
 Chief Judge, U.S. District Court  
 3259 Roman L. Hruska  
 U.S. Courthouse  
 111 South 18th Plaza  
 Omaha, NE 68102

Hon. Jerome B. Friedman  
 U.S. District Judge  
 Walter E. Hoffman U.S. Courthouse  
 600 Granby Street  
 Norfolk, VA 23510-1915

Hon. Terrence F. McVerry  
 U.S. District Judge  
 6370 U.S. Post Office & Courthouse  
 700 Grant Street  
 Pittsburgh, PA 15219

Hon. Terrence W. Boyle  
 Chief Judge, U.S. District Court  
 P.O. Box 306  
 Elizabeth City, NC 27907

Hon. Walter J. Gex, III  
 Senior U.S. District Judge  
 Dan M. Russell, Jr. U.S. Courthouse  
 2012 15th Street, Suite 714  
 Gulfport, MS 39501

Hon. Michael P. Mills  
 U.S. District Judge  
 335 Federal Bldg. & U.S. Courthouse  
 911 Jackson Avenue, West  
 Oxford, MS 38655

Hon. James J. Brady  
 U.S. District Judge  
 369 Russell B. Long Federal Bldg.  
 777 Florida Street  
 Baton Rouge, LA 70801

Hon. Patricia J. Gorence  
 U.S. Magistrate Judge  
 264 U.S. Courthouse  
 517 East Wisconsin Avenue  
 Milwaukee, WI 53202

Hon. J. Frederick Motz  
 U.S. District Judge  
 101 West Lombard Street  
 510 Edward A. Garmatz  
 Federal Building  
 & U.S. Courthouse  
 Baltimore, MD 21201-2690

Hon. Laurie Smith Camp  
 U.S. District Judge  
 3210 Roman L. Hruska  
 U.S. Courthouse  
 111 South 18th Plaza  
 Omaha, NE 68102

Hon. F. A. Gossett, III  
 U.S. Magistrate Judge  
 2210 Roman L. Hruska  
 U.S. Courthouse  
 111 South 18th Plaza  
 Omaha, NE 68102

Hon. William L. Osteen, Sr.  
 Senior U.S. District Judge  
 U.S. District Court  
 P.O. Box 3485  
 Greensboro, NC 27402-3485

Hon. James G. Carr  
 Chief Judge, U.S. District Court  
 210 U.S. Courthouse  
 1716 Spielbusch Avenue  
 Toledo, OH 43624

Hon. Judith C. Herrera  
 U.S. District Judge  
 Peter V. Domenici U.S. Courthouse  
 333 Lomas Blvd., NW  
 Suite 710  
 Albuquerque, NM 87102

Hon. James A. Parker  
 Senior U.S. District Judge  
 P.O. Box 669  
 Albuquerque, NM 87103

Hon. Dennis M. Cavanaugh  
 U.S. District Judge  
 United States District Court  
 451 U.S. Post Office & Courthouse  
 Two Federal Square  
 Newark, NJ 07102-3513

Hon. Kent A. Jordan  
 U.S. District Judge  
 J. Caleb Boggs Federal Building  
 P.O. Box 10  
 Wilmington, DE 19801-3570

Hon. Sue L. Robinson  
 Chief Judge, U.S. District Court  
 J. Caleb Boggs Federal Bldg.  
 844 North King Street  
 Lock Box 31  
 Wilmington, DE 19801-3519

INVOLVED JUDGES LIST (CTO-271) - MDL -875

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Hon. Philip Peter Simon  
U.S. District Judge  
5400 Federal Plaza  
Suite 4200  
Hammond, IN 46320

Hon. Walter S. Smith, Jr.  
Chief Judge, U.S. District Court  
301 Federal Building  
800 Franklin Avenue  
Waco, TX 76701

Hon. J.P. Stadtmueller  
U.S. District Judge  
471 U.S. Courthouse & Federal Bldg.  
517 East Wisconsin Avenue  
Milwaukee, WI 53202

Hon. Thomas D. Thalken  
U.S. Magistrate Judge  
United States District Court  
Roman L. Hruska United States  
Courthouse  
111 South 18th Plaza, Suite 2271  
Omaha, NE 68102

Hon. Lacy H. Thornburg  
U.S. District Judge  
200 U.S. Courthouse  
100 Otis Street  
Asheville, NC 28801-2611

Hon. N. Carlton Tilley, Jr.  
U.S. District Judge  
U.S. District Court  
P.O. Box 3443  
Greensboro, NC 27402-3443

Hon. Jack B. Weinstein  
Senior U.S. District Judge  
1420 U. S. Courthouse  
225 Cadman Plaza East  
Brooklyn, NY 11201

Hon. Jay C. Zainey  
U.S. District Judge  
C-455 Hale Boggs Federal Building  
U.S. Courthouse  
500 Poydras Street  
New Orleans, LA 70130

Hon. Bernard Zimmerman  
U.S. Magistrate Judge  
Philip Burton U.S. Courthouse  
450 Golden Gate Avenue  
San Francisco, CA 94102